

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

&

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

Tr.Appeal(C).No. 11 of 2007()

AGAINST THE JUDGEMENT IN Tr.PC.85/2007 Dated 09/04/2007

: APPELLANTS/PETITIONERS

1. PRAKASH P.BHASKARAN,
S/O.BHASKARAN, PANAKKAL HOUSE, MEKAZHOOR
MURI, MYLAPRA VILLAGE, KOZHENCHERRY.
2. AMMINI AMMA, W/O.BHASKARAN, PANACKAL
HOUSE, MEKAZHOOR MURI, MYLAPRA VILLAGE,
KOZHENCHERRY.

BY ADV. SRI.M.T.SURESHKUMAR
SRI.R.RENJITH

RESPONDENTS: RESPONDENT

GIJI N.D., D/O.PRABHAVATHI,
PADINJARE NILANARKATHUNKAL VEEDU,
KANJEETTUKARA MURI, AYIROOR VILLAGE.

THIS TRANSFER APPEAL(CIVIL) HAVING BEEN FINALLY HEARD
ON 13/04/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

KURIAN JOSEPH & K.T.SANKARAN, JJ.

Tr.Appeal No.11 of 2007

Dated 13th April, 2007.

J U D G M E N T

Kurian Joseph, J.

This is an appeal against judgment dated 9.4.2007 in Tr.P.(Civil) No.85/2007. The learned Single Judge, taking note of the fact that the evidence in O.P.No.156/06 on the file of the Family Court, Thiruvalla is already over, dismissed the petition for transfer, observing that the attempt appears to be only to protract the disposal of the case. We do not find any ground to interfere with the discretion already exercised by the learned Single Judge since it is not in dispute that what survives in the O.P. before the Family Court is only arguments, since the evidence is already over. The appeal is accordingly dismissed.

KURIAN JOSEPH, JUDGE.

K.T.SANKARAN, JUDGE.

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KURIAN JOSEPH & K.T.SANKARAN, JJ

L.A.A. NO. OF 2004

J U D G M E N T

Dated 10th April, 2007.